

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

POLYMER GROUP, INC.,
PGI POLYMER, INC. and
CHICOPEE, INC.
Plaintiffs,

v.

MAGLA PRODUCTS LLC and,
THE KROGER CO.
Defendants.

Civil Action No. 3:10-CV-288

PLAINTIFFS' AND DEFENDANT THE KROGER CO.'S
JOINT MOTION TO DISMISS

Pursuant to Rule 41(a)(2) and 41(c) of the Federal Rules of Civil Procedure, Plaintiffs Polymer Group, Inc., PGI Polymer, Inc. and Chicopee, Inc. (collectively "PGI") and Defendant The Kroger Co. ("Kroger"), having settled the above-captioned matter, hereby move for entry of the Order of Dismissal of Claims Between Plaintiffs and Defendant The Kroger Co, filed herewith. This motion does not apply to PGI's claims against Defendant Magla Products LLC.

Date: February 2, 2012

s/Kathryn G. Cole

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